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DATE: September 23, 2005

PTO IDENTIFIER: Application Number 10/652748-Conf. #1773  
Patent Number

Inventor: Tadashi TSUNODA

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: LAHIVE & COCKFIELD, LLP

Anthony A. Laurentano

PHONE: (617) 227-7400

Attorney Dkt. #: TOW-040

PAGES (Including Cover Sheet): 10

CONTENTS: Amendment (6 pages)  
Amendment Transmittal (1 page in duplicate)  
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Application No. (if known): 10/652748

Attorney Docket No.: TOW-040

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38,220

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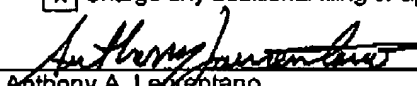

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Amendment (6 pages)

Amendment Transmittal (1 page in duplicate)

<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. TOW-040	
Application No. 10/652748-Conf. #1773		Filing Date August 28, 2003		Examiner A. J. Martin	
Applicant(s): Tadashi TSUNODA					
Invention: FUEL CELL					
<b>TO THE COMMISSIONER FOR PATENTS</b> Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
<b>Total Claims</b>	5	- 20 =		x	
<b>Independent Claims</b>	1	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <span style="margin-left: 200px;"><input type="checkbox"/> Small Entity</span>					
<input checked="" type="checkbox"/> No additional fee is required for this amendment.					
<input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of \$ _____. A duplicate copy of this sheet is enclosed.					
<input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>12-0080</u> as described below. A duplicate copy of this sheet is enclosed.					
<input checked="" type="checkbox"/> Credit any overpayment.					
<input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.					
 Anthony A. Laurentano Attorney Reg. No.: 38,220  LAHIVE & COCKFIELD, LLP 28 State Street Boston, Massachusetts 02109 (617) 227-7400				Dated: <u>September 23, 2005</u>	
I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office, facsimile no. (571) 273-8300 at MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below. Dated: September 23, 2005      Signature:  (Anthony A. Laurentano)					

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<b>AMENDMENT TRANSMITTAL LETTER</b>				Docket No. TOW-040	
Application No. 10/652748-Conf. #1773		Filing Date August 28, 2003		Examiner A. J. Martin	
				Art Unit 1745	
Applicant(s): Tadashi TSUNODA					
Invention: FUEL CELL					
<b>TO THE COMMISSIONER FOR PATENTS</b>					
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The fee has been calculated and is transmitted as shown below.					
<b>CLAIMS AS AMENDED</b>					
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<b>Total Claims</b>	5	- 20 =		x	
<b>Independent Claims</b>	1	- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					0.00
<input checked="" type="checkbox"/> Large Entity <input type="checkbox"/> Small Entity					
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 Anthony A. Laurentano Attorney Reg. No.: 38,220				Dated: <u>September 23, 2005</u>	
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Dated: September 23, 2005 Signature: 

(Anthony A. Laurentino)

Docket No.: TOW-040  
(PATENT)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Tadashi Tsunoda

Application No.: 10/652748

Confirmation No.: 1773

Filed: August 28, 2003

Art Unit: 1745

For: FUEL CELL

Examiner: A. J. Martin

**AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated June 28, 2005, please amend the above-identified U.S. patent application as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 4 of this paper.